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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Johan Willy DECLERCK Confirmation No: 9009
Appl. No. : 10/583,450
Filed : June 19, 2006
Title : FILM FOR PACKING LIQUIDS OR THE LIKE AND METHOD
FOR MANUFACTURING SUCH A FILM

TC/A.U. : 1794
Examiner : R.E. Zacharia

Docket No.: DECL3001/REF
Customer No: 23364

RESPONSE TO NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Non-Compliant Appeal Brief mailed on April March 13, 2009, in connection with the above identified application. The period for response to this Official Action is set to expire on May 13, 2009. This response is timely filed.

The notice indicates that the appeal brief is non-compliant with respect to the Summary of the claimed subject matter as not referring to the claimed subject matter on appeal explicitly by number. This is not provided for in the rules but the claimed subject matter has been expressly identified by claim number in the appropriate corrected section submitted herewith obviating this aspect of the objection to the brief.

In view of the above comments and further amendments to the brief, it is

Appl. No. 10/486,367
Corrected Brief Sections
Reply to OA of: March 13, 2009

requested that the brief be forwarded to the Examiner for consideration.

Respectfully submitted,

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April 20, 2009

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41.37 (c)(1)(v) SUMMARY OF CLAIMED SUBJECT MATTER

Claim 1 claims a film for packaging liquid products, comprising a first polyolefin layer (2), a jointing layer(4) and a layer of polychlorotrifluoroethylene (PCTFE) (3), wherein the PCTFE layer has a thickness of at least 10 micrometers (μm) and the film being extrusion laminated. See page 6, lines 12-18. Claim 2 specifies that the polyolefin layer (2) and the jointing layer (4) are co-extrusion laminated with the PCTFE layer (3); see page 6, lines 18 and 19. Film wherein the joining layer is formed of a co-polymer of a polyolefin and glycidyl methacrylate (claim 5) and wherein the jointing layer is formed of a co-polymer of ethylene and glycidyl methacrylate (EGMA); claim 6; see page 7, lines 15-22.

Claim 13, a film according to claim 3, wherein the PCTFE layer has a thickness of at least 20 μm , the jointing layer is formed of a copolymer of polyolefin and glycidyl methacrylate. See page 10, line2 and page 7, lines 18-19.

Claim 7, a method for manufacturing the film for packaging liquid products comprising extruding a jointing layer(4); compressing between a first roller and a second roller the jointing layer and a foil of PCTFE, together with a polyolefin layer so that the PCTFE foil is thus laminated to the jointing layer. See page 8, lines 11-19. Claim 8, the jointing layer (4), together with a layer of polyolefin (2), is extruded onto said first roller (7) in order to form a two-layered foil (12). See page 12, lines 20-30 and Fig. 2).